

1 BILL NO. S-82-09- 15

2 SPECIAL ORDINANCE NO. S- 169-82

3 AN ORDINANCE approving Change Order  
4 No. 4, Resolution No. 312-80, Concordia  
5 Gardens, Federal Grant No. C-180599-06,  
in connection with the Board of Public Works.

6 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF  
7 FORT WAYNE, INDIANA:

8 SECTION 1. That Change Order No. 4, Resolution No.  
9 312-80, Concordia Gardens, Federal Grant No. C-180599-06, with  
10 Weitzel Construction, Inc., in connection with the Board of  
11 Public Works, for:

12 one inch of asphalt to be layed on the full  
13 pavement width in addition to the two inch  
asphalt overlay as originally planned;  
14 involving a net increase in the amount of Thirty-Seven Thousand  
15 Twenty-Six and No/100 Dollars (\$37,026.00), as more particularly  
16 set out in the specifications, which is on file in the Office of  
17 the Board of Public Works and is by reference incorporated herein,  
18 made a part hereof and is hereby in all things ratified, confirmed  
19 and approved.

20 SECTION 2. That this Ordinance shall be in full force  
21 and effect from and after its passage and any and all necessary  
22 approval by the Mayor.

23  
24   
\_\_\_\_\_  
Councilmember

25  
26 APPROVED AS TO FORM  
AND LEGALITY

27   
28 \_\_\_\_\_  
29 Bruce O. Boxberger, City Attorney  
30  
31  
32

Read the first time in full and on motion by Stier, seconded by Burns, and duly adopted, read the second time by title and referred to the Committee Public Works (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on 9-17-82, the 17 day of September, 1982, at 7 o'clock P.M., E.S.T.

DATE: 9-17-82

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Read the third time in full and on motion by Stier, seconded by Burns, and duly adopted, placed on its passage. PASSED (~~LOST~~) by the following vote:

|                    | <u>AYES</u> | <u>NAYS</u>   | <u>ABSTAINED</u> | <u>ABSENT</u> | <u>TO-WIT:</u> |
|--------------------|-------------|---------------|------------------|---------------|----------------|
| <u>TOTAL VOTES</u> | <u>9</u>    | <u>      </u> | <u>      </u>    | <u>      </u> | <u>      </u>  |
| <u>BRADBURY</u>    | <u>✓</u>    | <u>      </u> | <u>      </u>    | <u>      </u> | <u>      </u>  |
| <u>BURNS</u>       | <u>✓</u>    | <u>      </u> | <u>      </u>    | <u>      </u> | <u>      </u>  |
| <u>EISBART</u>     | <u>✓</u>    | <u>      </u> | <u>      </u>    | <u>      </u> | <u>      </u>  |
| <u>GIAQUINTA</u>   | <u>✓</u>    | <u>      </u> | <u>      </u>    | <u>      </u> | <u>      </u>  |
| <u>SCHMIDT</u>     | <u>✓</u>    | <u>      </u> | <u>      </u>    | <u>      </u> | <u>      </u>  |
| <u>SCHOMBURG</u>   | <u>✓</u>    | <u>      </u> | <u>      </u>    | <u>      </u> | <u>      </u>  |
| <u>SCRUGGS</u>     | <u>✓</u>    | <u>      </u> | <u>      </u>    | <u>      </u> | <u>      </u>  |
| <u>STIER</u>       | <u>✓</u>    | <u>      </u> | <u>      </u>    | <u>      </u> | <u>      </u>  |
| <u>TALARICO</u>    | <u>✓</u>    | <u>      </u> | <u>      </u>    | <u>      </u> | <u>      </u>  |

DATE: 9-28-82

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (~~ZONING MAP~~) (GENERAL) (ANNEXATION) (SPECIAL)

(APPROPRIATION) ORDINANCE (RESOLUTION) NO. 5-169-82

on the 28th day of September, 1982.

ATTEST:

(SEAL)

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Samuel J. Talarico  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 29th day of September, 1982, at the hour of 11:30 o'clock P.M., E.S.T.

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this 4th day of October 1982, at the hour of 10 o'clock A.M., E.S.T.

Win Moses, Jr.  
WIN MOSES, JR. - MAYOR

BILL NO. S-82-09-15

REPORT OF THE COMMITTEE ON PUBLIC WORKS

WE, YOUR COMMITTEE ON Public Works TO WHOM WAS REFERRED AN  
ORDINANCE approving Change Order No. 4, Resolution No. 312-80,  
Concordia Gardens, Federal Grant No. C-180599-06, in connection  
with the Board of Public Works

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT  
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE Do PASS.

JAMES S. STIER, CHAIRMAN

BEN A. EISBART, VICE CHAIRMAN

VICTURE L. SCRUGGS

MARK E. GIAQUINTA

DONALD J. SCHMIDT

James S. Stier  
Ben A. Eisbart  
Victure L. Scruggs  
Mark E. Giaquinta  
Donald J. Schmidt

DATE 9-28-82

CONCURRED IN

CHARLES W. WESTERMAN CITY CLERK

CHANGE ORDER

72-67-19  
8/18/82

Change Order No. 4  
 Project No. C-180599-06  
 Name of Project: Concordia Gardens  
 To: Weitzel Construction, Inc.  
 (Contractor)

Resolution No. 312-80  
 Board Order No. 15-80  
 Date: 8/16/82

Gentlemen:

You are hereby requested to comply with the following changes from the contract plans and specifications:

| Item No.                             | Quantity   | Description of Change | Unit Price     | Change in Contract Price |           |
|--------------------------------------|------------|-----------------------|----------------|--------------------------|-----------|
|                                      |            | Description           |                | Decrease                 | Increase  |
| 36                                   | 18,700± SY | 1" Asphaltic Surface  | 1.98           |                          | 37,026.00 |
|                                      |            |                       |                |                          |           |
|                                      |            |                       |                |                          |           |
|                                      |            |                       |                |                          |           |
|                                      |            |                       |                |                          |           |
|                                      |            |                       | Total Decrease |                          |           |
|                                      |            |                       | Total Increase |                          | 37,026.00 |
| Net <del>(Decrease)</del> (Increase) |            |                       | Contract Price |                          | 37,026.00 |

The sum of \$ 37,026.00 is hereby (added to) (~~deducted from~~) the total contract price and the final contract price shall be adjusted as follows:

Original Contract Price

Current Contract Price Adjusted by Previous Change Order #3

New Contract Price including this Change Order

\$ 914,484.00  
 \$ 1,109,731.00  
 \$ 1,146,757.00

The time provided for completion in the contract for this project is (unchanged) (~~increased~~) (~~decreased~~) by -0- calendar days due to this Change Order. The date for completion of all work shall be N/A. Furthermore, this document shall become an amendment to the contract and all provisions of the contract shall apply hereto.

Recommended by: G. M. Enberg Chief Engineer Date Aug 16, 1982  
 Accepted by: Kenneth B. Kennedy Contractor Date 8/16/82  
 Approved by: Philip R. Boley City Engineer Date Aug 17, 1982  
 Approved by: Robert Anderson Owner Date 8-18-82  
 Attested by: Kenneth B. Kennedy Clerk Date 8-18-82

Change Order No. 4

Resolution No. 312-80

Board Order No. 15-80

REQUEST AND JUSTIFICATION FOR CHANGE

1. Necessity for change: \_\_\_\_\_

See Attached Justification

2. Will proposed change alter size of the project? Yes \_\_\_\_\_ No x

If yes, explain

N/A

3. Affect on operation and maintenance cost of this project:

Gregory J. Merrill 8-10-82  
Project Engineer

JUSTIFICATION FOR CHANGE ORDER NO. 4  
St. Joe Study Area - C-180599-06 - B.O. 15-80  
Resolution 312-80 - "Concordia Gardens"

Weitzel Construction, Inc., Contractor

Item #36

There are two categories of streets in this subdivision. One category is unapproved streets by the County, which are about 60% of the streets. The other 40% of the streets are county approved streets.

The unaccepted streets will be restored with 2" asphalt as originally planned. On the accepted streets, the County demanded that all trench cuts be restored with a minimum of 2" asphalt, in addition to the 2" asphalt overlay bringing the total depth to 4" within the trench cuts. This option meets the minimum county specifications and would be extremely costly since some of the streets were totally lost during construction time due to extremely fluid and poor ground conditions as was discussed in depth in previous change orders. An estimated quantity to repair all trench cuts including the tap crossings is 8000± SY at an estimated cost of \$11.00-\$12.00/SY = \$96,000± in addition to the 2" asphalt overlay. Therefore, after months of discussion with the County, we came to an understanding that in addition to the 2" asphalt overlay as originally planned, an additional 1" shall be laid on the full pavement width. In our opinion, this has saved the City approximately \$60,000±. Cores were also taken recently on the approved streets and they show no more than a minimum of 2" to a maximum of 4" of asphalt. Garden Park Drive between Leo Road and Woodbrook Road is an accepted street, but not included in this Change Order, since it will receive the original 2" asphalt overlay in addition to 3" asphalt in trench cuts. This was the only section of street where there is over 6" of asphalt.

The streets which have been completely lost shall be brought up to grade with stone subbase, rolled and the surface applied. The unit cost of \$1.98/SY is comparable to what the City has received in competitive bids for the resurfacing contracts let this spring by the Street Engineering Department.

TITLE OF ORDINANCE CHANGE ORDER #4, RESOLUTION 312-80, CONCORDIA GARDENS, C-180599-06

DEPARTMENT REQUESTING ORDINANCE Board of Public Works

1-82-09-15

SYNOPSIS OF ORDINANCE This Change Order is for an additional 1" of asphalt to be  
laid on the full pavement width, in addition to the 2" asphalt overlay as originally  
planned.

EFFECT OF PASSAGE fulfill compromise reached with the county

EFFECT OF NON-PASSAGE \_\_\_\_\_

MONEY INVOLVED (DIRECT COSTS, EXPENDITURE, SAVINGS) Net Increase \$37,026.00

ASSIGNED TO COMMITTEE \_\_\_\_\_